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Date

April 26, 2001

Millicent A. Scarlett

M. A. Scarlett

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : James B. Dale  
Application No. : 09/151,409  
Filed : September 10, 1998  
For : GROUP A STREPTOCOCCAL VACCINES  
Examiner : S. Devi, Ph.D.  
Art Unit : 1645  
Docket No. : 481112.410  
Date : April 26, 2001

Commissioner for Patents  
Washington, DC 20231

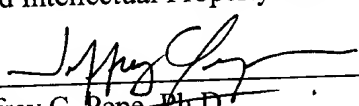
RESPONSE TO RESTRICTION REQUIREMENT

Commissioner:

In response to the Restriction Requirement dated March 28, 2001, Applicant hereby elects Group I, claims 12-47, drawn to a recombinant fusion polypeptide and a composition comprising the same.

In view of the above election, Applicant hereby cancels claims 49-53 without prejudice to the filing of any divisional, continuation, or continuation-in-part application. Consideration of the elected claims is now requested.

Respectfully submitted,  
Seed Intellectual Property Law Group PLLC

  
Jeffrey C. Pepe, Ph.D.  
Registration No. 46,985

Enclosures:

Postcard  
Form PTO/SB/21

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Approved for use through 10/31/2002. OMB 0691-0031

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(To be used for all correspondence after initial filing)


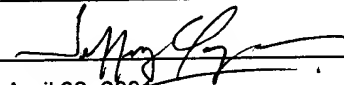
Application Number	09/154,405
Filing Date	September 10, 1998
First Named Inventor	James B. Dale
Group Art Unit	1645
Examiner Name	S. Devi, Ph.D.
Attorney Docket No.	481112.410

**ENCLOSURES (check all that apply)**

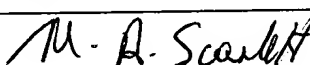
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|---|---|---|
| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input checked="" type="checkbox"/> Response to Restriction Requirement<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement; Form PTO-1449<br><input type="checkbox"/> Cited References<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Response to Missing Parts under 37 C.F.R. 1.52 or 1.53<br><input type="checkbox"/> Response to Missing Parts/Incomplete Application | <input type="checkbox"/> Assignment Papers (for an Application)<br><input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Request for Corrected Filing Receipt<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address<br><input type="checkbox"/> Declaration<br><input type="checkbox"/> Statement under 37 CFR 3.73(b)<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Small Entity Statement<br><input type="checkbox"/> Request for Refund | <input type="checkbox"/> CD(s), Number of CD(s) _____<br><input type="checkbox"/> After Allowance Communication to Group<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Return Receipt Postcard<br><input type="checkbox"/> Additional Enclosure(s) (please identify below):<br>_____<br>_____<br>_____<br>_____ |
|---|---|---|

Remarks

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Individual Name	Jeffrey C. Pepe, Ph.D.	 00500 PATENT TRADEMARK OFFICE
Signature		
Date	April 26, 2001	

**CERTIFICATE OF MAILING**

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Typed or printed name	Millicent A. Scarlett	
Signature		Date: April 26, 2001